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Docket No: W0537-7005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth P. Weiss  
Serial No: 09/657,357  
Confirmation No: 1625  
Filed: September 7, 2000  
For: METHOD AND APPARATUS FOR ACHIEVING  
SELECTED AUDIO AND OTHER FUNCTIONS  
Examiner: Andrew C. Flanders  
Art Unit: 2644

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 26 day of September 2006.

  
Jessica M. Foster

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT FILED PURSUANT TO  
THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

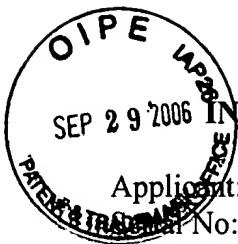
Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed more than three months after the filing date of this application and after the mailing date of the first Office Action, but before the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in this application.

The fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.




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Alexandria, VA 22313-1450

Sir:


Transmitted herewith are the following documents:

- ☒ Supplemental Information Disclosure Statement and Form PTO-1449
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 395-7000.

A check for \$180.00 is enclosed. If the fee required differs from the amount enclosed, the Commissioner is hereby authorized to charge any underpayment to or refund any overpayment to Deposit Account No. 50/2762.

Respectfully submitted,  
*Kenneth P. Weiss, Applicant*

By:   
John N. Anastasi, Reg. No. 37,765  
Sarah M. Gates, Reg. No. L0045  
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One Main Street  
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(617) 395-7000

Date: September 26, 2006

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.


By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

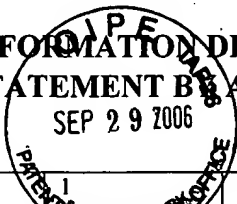
Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,  
Kenneth P. Weiss, *Applicant*

By:   
John N. Anastasi, Reg. No. 37,765  
Sarah M. Gates, Reg. No. L0045  
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Date: September 26, 2006

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| FORM PTO-1449/A and B (Modified)  |      | APPLICATION NO.: 09/657,357    | ATTY. DOCKET NO.: W0537-7005 |
| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br> |      | FILING DATE: September 7, 2000 | CONFIRMATION NO.: 1625       |
|   |      | APPLICANT: Kenneth P. Weiss    |                              |
|   |      | GROUP ART UNIT: 2615           | EXAMINER: Andrew C. Flanders |
| Sheet 1   | of 1 |                                |                              |

#### U.S. PATENT DOCUMENTS

| Examiner's<br>Initials | Cite<br>No. | U.S. Patent Document |              | Name of Patentee or Applicant of Cited<br>Document | Date of Publication or of issue<br>of Cited Document<br>MM-DD-YYYY |
|------------------------|-------------|----------------------|--------------|--|--|
|                        |             | Number               | Kind<br>Code |  |  |
|                        |             | 6,466,832*           |              | Zuquert et al.                                     | 10-2002  |
|                        |             | 6,588,015*           |              | Eyer et al.  | 07-2003  |
|                        |             |                      |              |  |  |
|                        |             |                      |              |  |  |

#### FOREIGN PATENT DOCUMENTS

| Examiner's<br>Initials | Cite<br>No. | Foreign Patent Document |        |              | Name of Patentee or Applicant of Cited<br>Document<br>(not necessary) | Date of<br>Publication of<br>Cited Document<br>MM-DD-YYYY | Translation<br>(Y/N) |
|------------------------|-------------|-------------------------|--------|--------------|---|---|----------------------|
|                        |             | Office/<br>Country      | Number | Kind<br>Code |   |   |                      |
|                        |             |                         |        |              |   |   |                      |
|                        |             |                         |        |              |   |   |                      |
|                        |             |                         |        |              |   |   |                      |

#### OTHER ART — NON PATENT LITERATURE DOCUMENTS

| Examiner's<br>Initials | Cite<br>No | Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item<br>(book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s),<br>publisher, city and/or country where published. | Translation<br>(Y/N) |
|------------------------|------------|---|----------------------|
|                        |            |   |                      |

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| EXAMINER | DATE CONSIDERED |
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

\*a copy of this reference is not provided because the reference is a published U.S. Patent or U.S. Patent application and the present application was filed after June 30, 2003.